

APR 26 2010

Practitioner's Docket No. D-1171 R

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: **Donald McCoy, et al.** Art Unit **3694**
Serial No.: **10/620,911** Examiner **Hai Tran**
Confirm. No.: **8962**
Filed: **July 15, 2003**
For: **AUTOMATED BANKING MACHINE BOOTABLE MEDIA
AUTHENTICATION**

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. 41.31)**

Applicants hereby appeal to the Board from the decision of the Primary Examiner, mailed January 27, 2010, which was made final.

1. STATUS OF APPLICANTS

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity

Notice of Appeal fee due: \$540

04/27/2010 JVONG1 00000014 090420 10620911
01 FC:1401 540.00 DA

(Notice of Appeal from the Primary Examiner to the Board—page 1 of 2)

RECEIVED
CENTRAL FAX CENTER

APR 26 2010

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicants believe that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$540.00

TOTAL FEE DUE \$540.00

5. FEE PAYMENT

Charge Account No. 09-0428 (Diebold Self-Service Systems) the sum of \$540.00.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 09-0428 (Diebold Self-Service Systems).

Reg. No. 31,029
Customer No. 28995
Tel. No.: (330) 721-0000


SIGNATURE OF PRACTITIONER

Ralph E. Jocke
WALKER & JOCKE
231 South Broadway
Medina, OH 44256

(Notice of Appeal from the Primary Examiner to the Board—page 2 of 2)